UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MAURICE NEWMAN,

                              Plaintiff,

              -against-

MOLLY PARK; KIRSIS HAM,

                              Defendants.

24-CV-6829 (JPC) (JW)

ORDER OF SERVICE

JENNIFER E. WILLIS, United States Magistrate Judge:

Plaintiff, who is appearing *pro se*, brings this action under 42 U.S.C. § 1983, alleging that Defendants denied him due process when he applied for benefits from the New York City Human Resources Administration ("HRA"). He names as Defendants HRA Commissioner Molly Park, and Kirsis Ham, a WeCARE doctor and supervisor who assessed Plaintiff's medical condition.

By order dated September 19, 2024, Chief Judge Laura Taylor Swain granted Plaintiff's request to proceed *in forma pauperis* ("IFP"), that is, without prepayment of fees. Plaintiff is therefore entitled to service of summonses by the Court and the U.S. Marshals, Walker v. Schult, 717 F.3d. 119, 123 n.6 (2d Cir. 2013); see also 28 U.S.C. § 1915(d), but the Clerk's Office has not yet issued summonses.

On October 2, 2024, the New York City Law Department filed a letter-motion on behalf of Defendant Park and the City of New York, asking for an extension of time to respond to the complaint.[1] (ECF 6.)

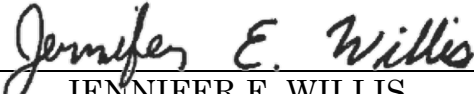[1] Plaintiff did not name the City of New York as a defendant.

CONCLUSION

In light of the Law Department's October 2, 2024 letter-motion, the Court (1) adds the City of New York as a defendant under Rule 21 of the Federal Rules of Civil Procedure; (2) orders the Law Department to inform the Court within ten days of the date of this order whether (a) Defendant Park intends to waive service of summons; (b) the Law Department will file a notice of appearance on behalf of Defendant Ham; and (c) if so, whether Ham intends to waive service of summons.

The Court will address the City of New York and Park's request for an extension of time to respond to the complaint after the Law Department responds to this Order.

SO ORDERED.

Dated: October 8, 2024
             New York, New York

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JENNIFER E. WILLIS
United States Magistrate Judge